

PERTH AND KINROSS COUNCIL  
SPECIAL MEETING OF LICENSING COMMITTEE  
2 SEPTEMBER 2014

## **SPECIAL MEETING OF THE LICENSING COMMITTEE**

Minute of the Special Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Tuesday 2 September 2014 at 10.00am.

Present: Councillors J Coburn (Convener), B Ellis (Vice-Convener), R Brock, J Flynn, D Melloy and M Roberts.

In Attendance: Mr B Kerr, Licensing Supervisor and Mrs S Michie (both Police Scotland); M McLaren, W Gibson and Y Oliver (all Chief Executive's Service).

Apology for Absence: Councillor D Pover

Councillor J Coburn (Convener), Presiding.

### **573. WELCOME AND APOLOGIES/SUBSTITUTES**

The Convener welcomed everyone to the meeting. An apology for absence was submitted and noted as above.

### **574. DECLARATIONS OF INTEREST**

There were no Declarations of Interest in terms of the Councillors' Code of Conduct.

**IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEMS IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973.**

### **575. SUSPENSION OF SECOND HAND DEALER'S LICENCE – SD350**

There was submitted a report by the Head of Legal Services (14/365), together with letter dated 12 August 2014 from Police Scotland requesting suspension of Second Hand Dealer's Licence SD350.

The Convener advised the Committee that the licence holder's agent, Mr J McLaughlin, had submitted a folder containing 52 additional papers to Legal Services on Monday 1 September 2014 with the request that the Committee take this information into account when considering his client's Suspension of Second Hand Dealer's Licence SD350.

The Committee unanimously agreed to adjourn for 30 minutes to consider the additional information.

*FOLLOWING THE ADJOURNMENT, THE COMMITTEE RECONVENED.*

The licence holder was in attendance, accompanied by her agent, Mr J McLaughlin. The representative from Police Scotland addressed the

PERTH AND KINROSS COUNCIL  
SPECIAL MEETING OF LICENSING COMMITTEE  
2 SEPTEMBER 2014

Committee and answered members' questions. The licence holder and Mr McLaughlin also addressed the Committee and answered members' questions.

*DURING CONSIDERATION OF THIS ITEM, THE COMMITTEE ADJOURNED FOR A SHORT LUNCH BREAK.*

Mr J McLaughlin called Mr Imran Javed, the licence holder's husband, as a witness. Mr Javed answered questions from Mr McLaughlin, Mr B Kerr and members of the Committee.

*FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.*

**Resolved:**

Second-Hand Dealer's Licence SD350 be suspended for the duration of the licence, i.e. to 24 November 2016, on the grounds that the licence holder had fundamentally contravened a condition of Second-Hand Dealer's Licence SD350 and that she was no longer a fit and proper person to hold such a licence.

*MRS B JAVED LEFT THE CHAMBERS AT THIS POINT*

**576. SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD989**

There was submitted a report by the Head of Legal Services (14/366), together with letter dated 12 August 2014 from Police Scotland requesting suspension of Taxi/Private Hire Car Driver's Licence TD989.

The licence holder was in attendance, accompanied by his agent, Mr J McLaughlin. The representative from Police Scotland addressed the Committee and answered members' questions. The licence holder and his agent also addressed the Committee and answered members' questions.

*FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.*

**Resolved:**

Taxi/Private Hire Car Driver's Licence TD989 be not suspended.

**577. SUSPENSION OF TAXI OPERATOR'S LICENCE – T055**

There was submitted a report by the Head of Legal Services (14/367), together with letter dated 12 August 2014 from Police Scotland requesting suspension of Taxi Operator's Licence T055.

Mr J McLaughlin, the legal representative for Licensee A was in attendance. Mr P Trodden, the legal representative for Licensee B was in attendance.

The representative from Police Scotland addressed the Committee, advising that, following the Committee's decision not to suspend Taxi/Private Hire Car Driver's Licence TD989, they now wished to withdraw their letter dated 12 August 2014 requesting suspension of Taxi Operator's Licence T055.

PERTH AND KINROSS COUNCIL  
SPECIAL MEETING OF LICENSING COMMITTEE  
2 SEPTEMBER 2014

**578. SUSPENSION OF TAXI OPERATOR'S LICENCE – TO72**

There was submitted a report by the Head of Legal Services (14/368), together with letter dated 12 August 2014 from Police Scotland requesting suspension of Taxi Operator's Licence TO72.

Mr J McLaughlin the legal representative for Licensee A was in attendance. Mr P Trodden the legal representative for Licensee B was in attendance.

The Committee was advised by Mr B Kerr, the representative from Police Scotland that, following the Committee's decision not to suspend Taxi/Private Hire Car Driver's Licence TD989, they now wished to withdraw their letter dated 12 August 2014 requesting suspension of Taxi Operator's Licence TO55.

~~~~~